

## U.S. Fish and Wildlife Serv., Interior

## § 32.41

9. You must bring all deer to the refuge deer check station located at our Headquarters on the Plum Island Turnpike in Newburyport, Massachusetts.

10. We will only allow permitted refuge hunters or those individuals hunting at Sandy Point State Reservation at the southern end of Plum Island access to the refuge or Sandy Point on the day(s) of the deer hunt.

11. We prohibit vehicular travel (emergency excepted) on refuge roads from ½ hour before legal sunrise until 8:30 a.m. Refuge and Sandy Point State Reservation hunters may enter or reenter the refuge until 2:30 p.m. during the refuge deer hunt.

12. Parking regulations are subject to change and will be determined based on the number of permitted hunters and available hunt areas. We will provide this information in detail to all permitted hunters attending the required hunter-orientation session.

*D. Sport Fishing.* We allow saltwater fishing on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We allow saltwater fishing on the ocean beach and the surrounding waters of the Broad Sound with the following conditions:

i. We prohibit fishing during closures.

ii. Anglers are subject to State licensing requirements and catch limits.

iii. We allow persons using refuge fishing areas access from legal sunrise to legal sunset without a refuge permit. They are, however, subject to entrance fee requirements.

iv. Nelson Island is open to fishing from legal sunrise to legal sunset, except during waterfowl seasons, or other closures. We limit access to the trail, and fishing within 100 feet (30 m) on either side of the trail at the shoreline of Broad Sound.

v. The south-facing shoreline of Stage Island is open to fishing when accessed from the shore from Sandy Point State Reservation. We allow access from the Sandy Point State Reservation, along the shoreline below mean high tide, to a point 250 feet (73 m) beyond the terminus, or most western point, of the Stage Island peninsula known as Ipswich Bluff.

2. We require a Fishing Application (Fishing/Shrimping/Crabbing Application, FWS Form 3-2358) and application fee, as well as an entrance fee for night fishing and for the use of over-the-sand, surf-fishing vehicles (ORVs) with the following conditions:

i. We prohibit fishing in closed areas.

ii. Anglers must enter the refuge through the entrance gate and arrive prior to legal sunset.

iii. We generally allow fishing after legal sunset with a permit (vehicle sticker issued by the refuge office) sometime in mid-July until October 31 of the same year. Those persons are subject to additional listed environmental and/or emergency conditions.

iv. We will issue persons wishing access to the refuge beach with ORVs a separate Fishing/Shrimping/Crabbing Application (FWS Form 3-2358), generally valid between September 1 and October 31 of the same year. Those persons are subject to additional listed permit conditions. We may restrict ORV use due to beach, weather, tide, and other conditions.

### SILVIO O. CONTE NATIONAL FISH AND WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* [Reserved]

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* [Reserved]

*D. Sport Fishing.* [Reserved]

[58 FR 5064, Jan. 19, 1993, as amended at 58 FR 29075, May 18, 1993; 59 FR 6693, Feb. 11, 1994; 59 FR 55186, Nov. 3, 1994; 60 FR 62043, Dec. 4, 1995; 61 FR 46396, Sept. 3, 1996; 63 FR 46917, Sept. 3, 1998; 65 FR 30785, May 12, 2000; 65 FR 56404, Sept. 18, 2000; 66 FR 46358, Sept. 4, 2001; 69 FR 54362, 54415, Sept. 8, 2004; 70 FR 54176, Sept. 13, 2005; 76 FR 56076, Sept. 9, 2011; 77 FR 56045, Sept. 11, 2012; 79 FR 14830, Mar. 17, 2014]

### § 32.41 Michigan.

The following refuge units have been opened for hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

#### DETROIT RIVER INTERNATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of duck, goose, rail, gallinule, coot, woodcock, and snipe on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We prohibit cutting of woody vegetation (see § 27.51 of this chapter) on the refuge for blinds.

2. All blinds must be portable; and you must remove all of your blinds, boats, and decoys (see § 27.93 of this chapter) from the refuge each day.

3. We prohibit the construction or use of permanent blinds, stands, platforms, or scaffolds (see § 27.92 of this chapter).

4. You may possess only approved nontoxic shot (see § 32.2(k)) while in the field.

5. We allow refuge access from 1½ hours prior to legal sunrise until 1 hour after legal sunset.

6. We prohibit the use of paint, flagging, reflectors, tacks, or other human-made materials to mark trails or hunting locations (see § 27.93 of this chapter).

7. We allow the use of hunting dogs, provided the dog is under the immediate control of the hunter at all times.

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8. You must park all vehicles in designated parking areas.

9. We prohibit camping.

10. We allow hunting of waterfowl only on the Plum Creek Bay Unit of the refuge in accordance with State regulations subject to the following conditions:

i. Conditions A1 through A7 and A9 apply.

ii. Access to this unit is by boat only.

11. We allow hunting of waterfowl only on the Brancheau Unit of the refuge in accordance with State regulations subject to the following conditions:

i. You must obtain permits for this unit by entering the Michigan Department of Natural Resources daily drawing at the Point Mouillee State Game Area.

ii. You must possess a valid permit for the date you are hunting in the Brancheau Unit.

iii. Conditions A1, A2, A4, and A6 through A9 apply.

iv. You must remain with 75 feet (22.5 m) of your assigned blind or numbered post. We allow an exception for unarmed (hunting weapons) retrieval of waterfowl.

v. We prohibit boats. You may access all blinds or areas by walking.

vi. You may possess a maximum of 18 shells per hunter containing only approved nontoxic shot (see § 32.2(k)).

vii. We prohibit shot size larger than BBB.

*B. Upland Game Hunting.* We allow hunting of pheasant, squirrel, rabbit, fox, raccoon, and coyote on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A1, A3, and A5 through A9 apply.

2. You may possess only approved nontoxic shot (see § 32.2(k)) while in the field with the following exception: while hunting fox, coyote, and raccoon in units where we allow it, hunters may use single-projectile shot such as bullets, slugs, or muzzleloader bullets containing lead. We prohibit the use of buckshot for any hunting on the refuge.

*C. Big Game Hunting.* We allow hunting of deer and turkey on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A1 through A3, A5, A6, A8, and A9 apply.

2. We prohibit the distribution of bait or hunting with the aid of bait, salt, minerals, or other ingestible attractant (see § 32.2(h)).

3. We allow only single-projectile shells for firearm deer hunting. We prohibit the use of buckshot for any hunting on the refuge.

4. For turkey hunting, you must possess only approved nontoxic shot (see § 32.2(k)) while in the field.

5. We allow only portable tree stands for deer hunting.

6. We allow only one tree stand per hunter per refuge unit.

7. We do not require hunters to remove tree stands at the end of each day's hunt.

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However, we strictly enforce State rules on tree stands.

8. The Fix Unit is closed to firearm deer hunting. We allow only archery deer hunting in the Fix Unit.

*D. Sport Fishing.* [Reserved]

### HARBOR ISLAND NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* [Reserved]

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* We allow hunting of white-tailed deer and black bear in accordance with State regulations.

*D. Sport Fishing.* [Reserved]

### KIRTLAND'S WARBLER WILDLIFE MANAGEMENT AREA

*A. Migratory Game Bird Hunting.* Hunting is pursuant to State regulation.

*B. Upland Game Hunting.* Hunting is pursuant to State regulation.

*C. Big Game Hunting.* Hunting is pursuant to State regulation.

*D. Sport Fishing.* [Reserved]

### MICHIGAN WETLAND MANAGEMENT DISTRICT

*A. Migratory Game Bird Hunting.* We allow hunting of migratory game birds throughout the district in accordance with State regulations subject to the following conditions:

1. We prohibit the use of motorized boats, motorized vehicles, ATVs, horses, and bicycles except in designated parking areas.

2. Hunters must remove boats, decoys, blinds, and blind materials at the end of each day.

3. We allow the use of hunting dogs, provided the dog is under the immediate control of the hunter at all times during the State-approved hunting season.

4. We prohibit camping.

*B. Upland Game Hunting.* We allow hunting of upland game in accordance with State regulations subject to the following conditions: Conditions A1, A3, and A4 apply.

*C. Big Game Hunting.* We allow the hunting of big game throughout the district in accordance with State regulations subject to the following conditions: Conditions A1 and A4 apply.

*D. Sport Fishing.* We allow fishing throughout the district in accordance with State regulations subject to the following conditions: Conditions A1 and A4 apply.

### SENEY NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of woodcock and snipe on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Shotgun hunters may possess only approved nontoxic shot while in the field (see § 32.2(k)).

2. We prohibit the use of ATVs and snowmobiles.

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3. We prohibit baiting and the possession of bait while on the refuge (see § 32.2(h)).

4. We allow the use of hunting dogs, provided the dog is under the immediate control of the hunter at all times during the State-approved hunting season (see § 26.21(b) of this chapter).

*B. Upland Game Hunting.* We allow hunting of ruffed grouse and snowshoe hare on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. We allow hunting of snowshoe hare on Unit B during the entire State season.

2. We only allow hunting of snowshoe hare on Unit A from December 1 through March 31.

3. Conditions A1 through A4 apply.

*C. Big Game Hunting.* We allow the hunting of deer and bear on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. Conditions A2 and A3 apply.

2. We prohibit the use of dogs while deer or bear hunting.

*D. Sport Fishing.* We allow fishing on designated areas of the refuge subject to the following conditions:

1. We prohibit the use of fishing weights or lures containing lead.

2. We allow ice fishing from January 1 through the end of February.

3. Anglers must remove ice fishing shelters and all other personal property from the refuge each day (see § 27.93 of this chapter).

4. Condition A2 applies.

5. We allow fishing on designated refuge pools and the Creighton, Driggs, and Manistique Rivers from May 15 through September 30.

6. We prohibit boats and flotation devices on the refuge pools.

7. We prohibit motorized boats on the Creighton and Driggs Rivers.

8. We allow fishing only during daylight hours.

### SHIAWASSEE NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of goose on designated areas in accordance with State regulations subject to the following conditions:

1. You must possess and carry a refuge permit.

2. We allow goose hunting on designated cropland fields until 12 p.m. (noon) with a required checkout time of 1 p.m.

3. You may only possess approved nontoxic shotgun shells (see § 32.2(k)) in quantities of 10 or less.

4. We require hunters to stay within 50 feet (15 m) of posted site.

*B. Upland Game Hunting.* [Reserved]

*C. Big Game Hunting.* We allow hunting of white-tailed deer on designated areas of the refuge in accordance with State regulations subject to the following conditions:

1. You must possess and carry a refuge permit.

2. Hunters must wear in a visible manner on head, chest, and back a minimum of 400 square inches (2,600 cm<sup>2</sup>) of solid-colored hunter orange clothing or material.

3. We require that you must display a minimum of 100 square inches (650 cm<sup>2</sup>) solid-colored, hunter-orange material on the external surface of portable blinds.

4. During muzzleloader hunts we require only guns capable of firing one round before reloading.

5. We allow hunters with a State medical permit to use crossbows.

*D. Sport Fishing.* We allow sport fishing on designated areas in accordance with State regulations subject to the following conditions:

1. We allow fishing by boat in navigable waterways but not within any managed refuge units.

2. We allow bank fishing from legal sunrise to legal sunset only at designated sites along the Spaulding Drain and the Tittabawassee and Cass Rivers.

[58 FR 5064, Jan. 19, 1993, as amended at 59 FR 6693, Feb. 11, 1994; 59 FR 55186, Nov. 3, 1994; 67 FR 58946, Sept. 18, 2002; 69 FR 54362, 54415, Sept. 8, 2004; 76 FR 3979, Jan. 21, 2011; 77 FR 56046, Sept. 11, 2012; 79 FR 14830, Mar. 17, 2014]

### § 32.42 Minnesota.

The following refuge units have been opened for hunting and/or fishing, and are listed in alphabetical order with applicable refuge-specific regulations.

#### AGASSIZ NATIONAL WILDLIFE REFUGE

*A. Migratory Game Bird Hunting.* We allow hunting of waterfowl on designated areas of the refuge in accordance with State regulations and subject to the following conditions:

1. We allow a youth hunt only in designated areas in accordance with State regulations.

2. The refuge is closed from 7:00 p.m. to 5:30 a.m.

3. We prohibit the use of motorized boats.

4. We prohibit the construction or use of permanent blinds (see § 27.92 of this chapter).

5. You must remove all personal property, which includes stands, boats, decoys, and blinds brought onto the refuge, each day of hunting (see §§ 27.93 and 27.94 of this chapter).

6. We allow the use of hunting dogs, provided the dog is under the immediate control of the hunter at all times.

7. We prohibit the use of snowmobiles and ATVs.

8. We prohibit camping.

9. We allow the public onto the refuge the day prior to the opening of the season for scouting purposes.